State, Municipal, Railroad, Bonds and Stocks,

Loans on Bond and Mortgage,

Premiums in course of collection.

Interest, Dividends and Rents accrued,

OFFICERS.

HENRY EVANS, President.

J. A. SWINNERTON, Asu't Secretaries.

EDWARD LANNING. Vice-Presidents.

J. E. LOPEZ, E. L. BALLARD, Secretaries.

Cash on deposit and in office, -

SUCCEEDS MURAVIEFF.

Japan Objected to the Latter-Career of New Plenipotentiaru.

St. Petersburg, July 13 .- Emperor Nicholas has signed the appointment of M. Witte, president of the Committee of Ministers, to be chief plenipotentiary representing the Russian government in the peace negotiations to be conducted next menth in the United States. The appointment, which was signed after midnight, clothes M. Witte with plenary powers.

Official notification of the designation of M. Witte to head the mission was forwarded to Washington this morning.

M. Witte will take passage on the North German Lloyd steamer Kaiser Wilhelm der Grosse, which salls from Cherbourg on July 26.

It has been intimated that Japan formally objected to certain utterances attributed to M. Muravieff reflecting upon the Japanese nation.



M. WITTE President of the Czar's Council of Ministers, ap-pointed Russian Peace Plenipotentiary.

The peace party is overjoyed at the fact that the negotiations have been placed in M. Witte's hands. It is the firm belief that this not only insures a successful termination of the negotiations, but that M. Witte will secure the best possible terms for his country. Some of the grand dukes and courtiers of the Emperor's entourage, however, are reported to be furious at M. Witte's selection

The remarks which Japan is said to have complained of were made when M. Muravieff was president of the Arbitration Tribunal at The Hague, which decided against Venezuela the claims of the blockading powers for preferential treatment. After the delivery of the decision M. Muravieff reviewed the decision and said the arbitration begun in times of peace had ended amid the sinister acts of war, which was a terrible obstacle in the path of light and progress. In spite of all good will no one was secure aguinst an unexpected hostile attack. A nation was obliged to accept a war when the legitimate defence of honor and liberty was involved. The just Providence which ruled over battles would distinguish between right and unfounded pretensions. At the end of this war between a European and an Asiatic people the right would e out sfresh.

The Japanese Minister at The Hague asked his government for instructions in regard to M. Muravieff's speech, but the outcome of this step has never been made known.

Count Sergius Witte is regarded as the leading Liberal statesman of Russia. For the last thirteen years he has been one of the strongest personalities in the Russian bureaucracy, al-though his political fortunes suffered a setback when he was compelled to resign the portfolio of Minister of Finance in August, 1903, and again when, after being appointed President of the Coun ell of ministers in the same month, his office gradually lost its importance, until rumors of his intention to resign and go abroad had been per-

Witte is about fifty-six years old and worked his way up from the position of an underpaid railroad clerk who occasionally acted as porter to that of the leading statesman of Russia, in spite of the fact that his enemies are numerous and include some of the most powerful men in Russia. A man of large stature, big-miled and muscular, standing over six feet high, Witte has the reputation of being harsh to rdinates and extremely high tempered. These facts have not increased his popularity. He is what is known as a well hated man, but his honesty and ability have never been doubted

even by his worst enemies.

of the reasons for his unpopularity is the fact that M. Witte is only remotely Russian. His born at Tiflis, Caucasia, the headquarters of the present revolutionary movement in that part of the empire. M. Wirte was created a count in 1901, but he has generally been referred to as M. Witte. He is thoroughly familiar with the Par Eastern question in all its bearings. He understands the Japanese position and fully realized before the war that the aggressive policy being pursued under the lead of Viceroy Alexieff and M. Betobrasoff, president of the Yalu Timber Company, and the coterie of adventurers connected | for trial by court martial. with them, would drive Japan to take up the

At one time M. Witte talked over the situation with the Marquis Ito, President of the Japanese Privy Council and one of the leading statesmen of Japan. Practically, it was M. Witte's disapproval of Bussia's Far Eastern policy and the creation of viceroyalty in the Far East which caused his

In the course of his trip to Port Arthur in 1903 M. Witte was invited by the Japanese government to visit Japan, which would indicate that the Japanese probably will welcome his selection to conduct the peace negotiations in behalf of Russia, knowing that they will be dealing with the Russian statesman who best understands the situation, and who is most likely to reach an agreement mutually

M. Angurieff, formerly an assistant of M. Witte undertook the defence of his former chief in May last against the charges that he was in any manher responsible for the Manchurian adventure or the events which brought on the war. M. Angurieff proved by means of unpublished documents that M. Witte opposed the Manchurian plans throughout in the most energetic manner. M. Angurieff said that in the first place M. Witte was not responsible for the Eiberian Railroad, as its conception and execu-tion belonged to his predecessor as Finance Minleter, M. Wychnegradski. M. Witte was opposed to the seigure of Port Arthur in 1896, but was overfuled by the advice of the late Count Muravieff who was then Minister for Foreign Affairs, and Who submitted alleged proofs that Great Britain

HOT POSTUM

HOT WEATHER

Saves some stomachs that Ice has Hurt.

There's a reason.

M. WITTE RUSSIAN ENVOY intended to seize the port if Russia did not do so. After the Boxer uprising M. Witte presented a After the Boxer uprising M. Witte presented a semorandum to the Emperor pointing out Manmemorandum to the Emperor pointing out Man-churia and Corea as territory for the extension of Japan's growing influence and activity, and add-ing that Russian occupation of that territory was bound to lead to a clash, and, eventually, to war. When he again was overruled M. Witte advised the immediate construction of the circum-Baikal Railroad for strategical purposes, in preparation for the conflict which he saw ahead. Later, when the situation became acute, seeing that Russia was not prepared. M. Witte urged at least the temporary withdrawal of the Russian forces from Manchuria. He then wrote to the Emperor as follows:

Manchuria. He then wrote to the Emperor as follows:

"Instead of making an enemy of Japan, we should win her friendship. I strongly advise a friendly solution. We need to populate our Eastern provinces and have vital interests to defend in the eventual war with the yellow race, in order that the peasents of Russia may understand what they are fighting for."

But all of M. Witte's warn, s were unheeded and he was no longer consulted.

It was announced from St. Petersburg on June 1 that at the Extraordinary Council held at Tsarskoe Selo the previous day M. Witte, who was present, was understood to have assumed the leadership of the advocates of peace.

AN ASSURANCE OF PEACE.

Appointment of M. Witte Pleasing to the President.

Oyster Bay, July 13 .- President Roosevelt has not yet received official notice of the designation of M. Witte as the leading Russian peace envoy The appointment is regarded here as most propitious. It is believed that it is an assurance that peace in the Far East is in sight.

M. MURAVIEFF'S RETIREMENT.

Why He Did Not Desire to Head the Peace Mission.

Paris, July 18 .- The St. Petersburg correspondent of the "Echo de Paris" states that the declination of M. Muravieff to head the Russian peace mission was based partly on the state of his health and partly on the fact that his allowance for expenses to cover the period of his sojourn in America was only 15,000 rubles, which amount he considered insufficient owing to the great cost of living in the United States.

M. Witte twice refused to become successor of M. Muravieff on the mission on the ground that he did not wish to be a mere figurehead in the transmission to Emperor Nicholas of the peace terms offered by Japan. His selection, therefore, cannot but be taken to mean that the Emperor has yielded to his insistence that real powers plenipotentiary be conferred upon Russia's principal representative in the peace com-

PREPARING FOR PEACE CONFERENCE.

The Mayflower and Two Tenders to Be at the Service of the Envoys. IFROM THE TRIBUNE BUREAU.]

Washington, July 13.-Instructions have been sent to the New-York Navy Yard to have the Mayflower ready for service by July 25. The vessel will be commanded by Commander C. McR. Winslow, and will be used for transporting the peace envoys. The Mayflower will have as tenders the Sylph and the Siren, which will also be at the service of the Russian and tell him he need not be afraid to go abroad in Japanese envoys. It would be possible to hold their sessions on board the ship if they desire, and accommodations will be provided for them and their secretaries and servants. Great care will be taken in the selection of the officers and crew of the ship in order that no unfortunate consequences may follow this employment of

the Mayflower. The vessel is in fairly good condition, with ample accommodations for those who will form the official passenger list. She will report at Oyster Bay on August 1, to take the diplomats to Portsmouth.

CHINA EXPECTS PEACE.

Representation at the Conference Not Urged.

rokohama, July 13 .- Dr. Morrison, correspondent of "The London Times" at Peking, who is on the way to Washington, says that China confidently expects that peace will be made between Japan and Russia, depending on Japan's selection of plenipotentiaries to cause a cessation

Regarding China's representation at the peace portion of China wanted representation in the proceedings, but as the conference will not be of an international character these Chinese had been urged not to prosecute their desires. Wiser been urgen not to prosecute their desires. Wiser counsels had vetoed the idea being willing to trust to Japanese equity. Viceroy Yuan Shih Kai, the most influential man in China, is confident that Japan will act in good faith.

Dr. Morrison thought that the sentiment against America among the Chinese was sub-

against America among the Chinese was sub-siding and that it had never become as wide-spread as had been represented. He did not think the Chinese would boycott for any length of time goods they had found profitable to handle. Dr. Morrison will sail on the steamer

EXECUTIONS AT ODESSA.

Twenty-four Hanged Yesterday-Same Fate for Seventeen More.

Odessa, July 13 .- Twenty-four leaders of the recent disturbances here were hanged to-day in various prisons. Another batch of seventeen will be publicly executed upon the arrival here of General Ignatieff, president of the special conference for the revision of the exceptional laws designed for safeguarding public order.

The battleship Georgi Pobledonosetz has arrived here with a fresh crew for the purpose of taking sixty-seven mutineers to Sebastopol

Of 202 persons arrested and charged with robbery or incendiarism in connection with the recent riots here, seventy-four were acquitted today, owing to lack of evidence, and twenty-eight were sentenced to six weeks' imprisonment, the time to include the two weeks which they have time to include the two weeks which they have already passed in prison. The extraordinary outcome of these trials has aroused much comment here. It is openly asserted that it is a political demonstration against the military government and furnishes evidence of the conflict going on betweer the municipality and the government, as the judges are elected by the people.

MANY BOMBS CAPTURED.

St. Petersburg, July 13.—The bomb factory seized at Tiffis, Caucasia, is considered to be an important haul. It contained, in addition to finished bombs, a large quantity of dynamite, nitroglycerine and other explosives. Thirteen persons belonging to the local revolutionary committee were captured. A chemist who was implicated committed suicide.

ARTHUR JAFFRAY GETS DISCHARGE.

Leaves Army to Return to His Grandfather's IBT TELEGRAPH TO THE TRISUNE.]

Denver, July 12.-Arthur Jaffray, the grandson of E. S. Jaffray, of New-York, has obtained his dis-charge from Company B, 2d United States In-fantry, and gone home. It is said that his family has forgiven him for marrying a chorus girl. Young Jaffray went to South Africa and fought the Boers after he left his father. When that war ended Arthur came to America, and after many hissings, enlisted as a private in the regular army. He had served only about one year.

MR. HYDE RESIGNS COMMERCIAL TRUST. Philadelphia, July 13 .- James H. Hyde, of the Equitable Life Assurance Society, to-day resigned as vice-president of the Commercial Trust Company, of this city, and the directors of that company accepted the resignation. For the time being, at least, both Mr. Hyde and James W. Alexander, who also represented the Equitable in the Company. who also represented the Equitable in the Commercial Trust Company, are still in the trust company's directorate.

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ONE-HUNDRED-AND-FOURTH SEMI-ANNUAL STATEMENT, JULY 1st, 1905.

LIABILITIES.

- \$12,398,990.00 Capital, Reserve for unearned premiums on policies in force, - 6,061,846.49 Reserve for losses in process of adjustment, -Reserve for Commissions, Taxes and all other claims, - 179,320.72 Reserve for Contingencies, - -300,000.00 Total Liabilities, -

Net Surplus,

\$7,520,325.15

F. P. OLCOTT

OTRUS PECK

BLINU ROOT.

CHARLES A. MOORE.

ALEXANDER S. ORR.

\$15,479,814.48

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Order your insurance in the CONTINENTAL and you will have the best.

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RENT INSURANCE.

TORNADO INSURANCE.

TREPOFF MAY BE KILLED.

Expects It, but Will Die at Post-May Be Minister of Interior.

St. Petersburg, July 13.—The resignation of M. Bouligin as Minister of the Interior is expected daily. General Trepoff, the Assistant Minister of the Interior, will probably be his Successor.

The Terrorists have recently renewed their warnings against General Trepoff with ominous persistence. He is constantly in receipt of letters signed by the executive committee of the fighting organization informing him that his hour has come. A remarkable feature of all the communications is that the writers take pains to say that no safeguards will avail to avert his impending doom. At the same time they the streets. They add:

"Your sentence will be executed in your own room. You will die in your bed."

The Terrorists seem to take pride in issuing a challenge involving a demonstration of their power and resource to penetrate the armor of the police. Moreover, General Trepoff knows enough of the resources and desperateness of the organization to believe firmly that the Terrorists are able to execute their threat. He makes no concealment of the fact that he expects to be killed, but his nerve is unshaken. He says:

"I will at least die at the post of duty." Privately, General Trepoff takes a gloomy view of the future of the autocracy, in which he believes. The general is confident that if he ha, untrammelled power he could restore the old status quo in a year, but the present vacillating policy, he thinks, will end only in ruin. A representative assembly, no matter what its initial character may be, he is convinced will soon be transformed into a constituent assembly, which will give the deathblow to absolutism.

ASSASSIN OF SHUVALOFF.

Said To Be a St. Petersburg Teacher Named Kulikovsky.

St. Petersburg, July 13 .- Official advices received by the Minister of the Interior this afternoon say that the assassin of Prefect of Police Shuvaloff, of Moscow, has been identified as a former school teacher of St. Petersburg named Kulikovsky, who was actively connected with the political agitation and is believed to have belonged to the Terrorist organization. He was first arrested under the administration of Minister Siplaguine in 1901, and three years later was exiled to Siberia for six years by Minister Von Plehve, but Kulikovsky escaped in 1904 and was supposed to have gone abroad. He was next discovered at Moscow in June last prowling around the government buildings presumably intent on committing a political crime. He was arrested and taken to a police station, from which he escaped. Upon his escape Shuvaloff offered a reward for Kulikovsky's capture.

Moscow, July 13.-While the authorities here decline to disclose the identity of the assassin of Prefect of Police Shuvaloff, who was shot and instantly killed at the Moscow Prefecture on July 11, it is known that a prominent and important political capture has been made. After the prisoner's escape from the police station, where he had been confined as a political suspect some days previous to the assassination of the Prefect, Shuvaloff set all the police of Moscow at work to effect his recapture. The prisoner in the mean time shaved off his beard, and while the police were searching for him everywhere, the man went to the Prefect's office and com-mitted the crime for which he will now be tried. The bullets of the revolver used by the prisoner were filled with poison. The crowd in the anteroom of the Prefecture set upon the assassin, who was dragged into the street and terribly

ENGLAND AND HER ARMY.

Problem of Filling the Ranks-Premier Opposes Conscription.

London, July 18.—In the House of Commons to-night Premier Balfour referred to the speech of Field Marshal Lord Roberts in the House of body, were absolutely unfitted and unprepared war, and declared emphatically that the choice lay between conscription or some pracical system of universal training. The Premier said he could never be led to believe that conscription could be successfully adopted in England. He maintained that the government's scheme of army reform was the best solution of

SUBJECTS FOR HAGUE CONFERENCE.

London, July 13 .- In the House of Commons to-day Mr. Robertson asked Premier Balfour whether there had been any further representations in regard to the international conference proposed by President Roosevelt and whether the government was prepared to agree to the President's proposal to include in the subjects for discussion the question of making private property not contraband of war free from captare or detruction. Mr. Balfour replied that the government cordially welcomed the proosal of President Roosevelt, but Great Britain common with other nations, reserved the right of considering what should be submitted to the conference. The Premier added that there had not been any further negotiations on the

Our Resorts Are Open They Never Looked Finer.

The Adirondack Mountains-A marvelous region containing hundreds of Lakes, Trout Streams and thousands of acres of

The Thousand Islands-On the beautiful St. Lawrence, where the ingenuity of man has aided Nature in producing an Ameri-

Niagara Falls-Notwithstanding the corroding changes of time, still the greatest cataract within reach of any considerable name. ber of our human race.

Saratoga—The most beautiful of all summer spas. Lake George-One of the fairest lakes on the western hemisphere.

Lake Champlain-Every foot of which is attractive.

Richfield Springs, The Green Mountains of Vermont, Lebanon Springs, The Berkshire Hills, Sharon Springs and the Catskill Mountains,

New York Central & Hudson River Railroad

These Are Near By. The Fares Are Low.

A New York Central 2-cent mileage ticket will take you to any of them, but there are other week-end tickets and special rates which will be given on application to any New York Central ticket agent. Train service first than ever before.

A copy of the Illustrated Catalogue of the "Four-Track Series," which now comprises all bookiets, containing maps, pictures and description of these delight-ful resorts, will be sent free to any address on receipt of a 2-cent stamp by George H. Danleis, General Famenger Agent, Grand Central Station. New York.

FRENCHCHAMBEREXCITED

Attack on Gen. André, Late Minister of War. Resented by Successor.

Parls, July 13 .- Parliament adjourned for the summer recess to-night after an exciting scene in the Chamber of Deputies over the clause in the amnesty bill, passed by the Senate on Wednesday, reinstating those convicted of drawing up secret reports concerning the conduct of army during which M. Lasies (Anti-Semite violently attacked General André, former Min-

ister of War, calling him a "reptile." M. Berteaux, the Minister of War, vigorously defended his predecessor and stated that he declined to continue his support of the government's amnesty bill in consequence of the charges made. The Minister then left the cham-

M. Berteaux's action aroused such confusion that the sitting was suspended, and at an impromptu Ministerial council it was decided to withdraw the bill.

On the resumption of the sitting Premier Rouvier announced the prorogation of the Chamber thus annulling the amnesty bill. In order, however, not to disappoint the public on the occasion of the national holiday to-morrow, it has been arranged that the amnesties will be granted by Presidential decree.

There was some gossip in the lobbies to-night regarding the probable resignation of M. Berteaux, but it is thought that such resignation is

The Chamber of Deputies to-day passed a bill reducing letter postage from 15 centimes (three cents) to 10 centimes (two cents).

DUEL GROWS OUT OF AMNESTY.

Senator Prevet Wounded in Forearm by Senator Delpech. Paris, July 13.—Senator Prevet was severely

younded in the forearm this evening in a sword duel with Senator Delpech, as the result of a dispute over the questions involved in the government's amnesty bill.

NO MUZZLE FOR PRESS.

Courts Say Newspapers Have Right to Print Trial Reports. [BY TELEGRAPH TO THE TRIBUNE.] Emporia, Kan., July 13.—When the case of J.

T. Fields against Jazereel Dewitt, over a \$1,000 note alleged to be a forgery, was appealed to the State Supreme Court from the Lyon County Lords on Monday last, in which the latter said | District Court ex-Judge Thompson, attorney for that the armed forces of Great Britain, as a the plaintiff, alleged in his petition in error that Judge Madden, of the District Court, erred by refusing to enjoin the newspapers from printing the case or to issue a bench warrant to arraign the reporters for contempt of court. Judge Madden held that the newspapers were

not muzzled and had a right to print reports of trials held in his court. In a decision handed down to-day Judge Madden's decision was sustained by the Kansas Supreme Court upholding the freedom of the press.

OVERRULE SANDFORD EXCEPTIONS Portland, Me., July 12.-Exceptions by the Rev. Frank W. Sandford, head of the Holy Ghost and Us Society, at Shiloh, to the verdict by which he was found guilty of cruelty to his own son John, at

Maine Supreme Court to-day. Sandford, who is now in the vicinity of the island of Malta with his missionary yacht Coronet, will probably appear before the Supreme Court at Auburn in September for sentence.

The statutes provide \$100 fine or imprisonment not

Shiloh, were overruled by the full bench of the

exceeding one year for the offence, which in this case is alleged to have been abuse by compulsery and long continued fasting in a tower and whip-cines for the number of "driving away the devil."

A SUMMER RESORT AT SEA.

WHERE A WEEK'S SOJOURN GIVES ALL THE BENEFITS OF AN OCEAN VOYAGE, WITHOUT ITS DISCOMFORTS.

ISLAND, 41/2 Hours from New York.

Commencing June 26th, a fast Express train will leave New York, 34th St., at 10:30 A. M.: Flatbush Ave. Station, Brooklyn, 10:33 A. M., daily except Sundays, for Montauk Point, connecting with the new steamer "Montauk." arriving at Block Island 3:50 P. M.

On Saturdays an additional train will leave New York, 34th St., 1:20: Pier 13, E. R., 1:00 P. M.: Brooklyn, Flatbush Ave. Station, 1:37 P. M., arriving at Block Island 6:20 P. M.

Returning, leave Block Island week days 11:30 A. M., arriving at New York, 34th St., 4:18; Brooklyn, +:22 P. M. iyn, 4:22 F. M. On Mondays additional service, leave Block Isl and 6:30 A. M., arriving at New York, E. 54th St., 11:38: Brooklyn, 11:32 A. M. See Steamboat column for steamers to Block Isl and and Shelter Island.

LONG ISLAND RAILROAD and MONTAUK STEAMBOAT CO., LTD., VIA MONTAUK POINT.

SCOTTY" IS COMING!

He and the "Yaller Dawg" Due This Morning.

A report was received from Chicago last night that "Scotty," the "Crossus of Death Valley," and his "yuller dawg" packed up has and baggage and suddenly left on the Twentieth Century Limited for New-York, where they are due this

"Scotty" arrived at the decision to leave Chicago mediately after awaking from a troubled sleep immediately after awaiting from a troubled seep brought on by the indiscreet use of spirituous liquors. When his wife was informed that she wept and objected strongly, but "Scotty" was obtained, and seizing his "dawg," he paid his hotel bill and dashed for a cab. He arrived at the station two minutes before train time, where he had engaged two compartments in the observation car.

SCOTT WANTS FAST TRAIN.

Walter Scott, the Death Valley miner, who recently reached Chicago on a record breaking recently reached Chicago on a record oreasing trip, vesterday made application to the Erie Railroad for rates for a special train for himself, wife and dog from Chicago to New-York. The reply was that the Erie would guarantee to run a special train from Chicago to New-York in eighteen hours, which would be a record for that road. They also guaranteed a rebate of \$1.00 for every hour consumed above the guaranteed schedule

MISS TARBELL FIRM.

Refuses to Qualify Recent Statement About John D. Rockefeller.

[BY TELEGRAPH TO THE TRIBUNE.] Cleveland, July 13.—Ida Tarbell to-day wired a statement to a local paper, defending the at-tack on John D. Rockefeller in "McClure's Magazine." Miss Tarbell said:

Mr. Kline seems to convey the idea that in my article I concealed the fact that Mr. Rocke-feller won the case. I distinctly stated this fact and I also stated that I had no quarrel with fact and I also stated that I had no quarrel with the arbitrators. Having no legal training, I feel myself incompetent to decide legal points.

I accuse Mr. Rockefeller not of breaking the law, or even the rules of business, as they seem to be interpreted by many men in business. I judge him by the Golden Rule, and I claim that Mr. Rockefeller himself gives me the right to use that rule in estimating his character. He presents himself to the public in only two phases—as the richest man in the world and as an active adherent of the Christian Church.

Had Mr. Rockefeller not publicly declared

Had Mr. Rockefeller not publicly declared that the Church and the Bible are the most precious things in life. I would hesitate to apply the Golden Rule to the Corrigan case. As it is, I claim that I have that right.

I see nothing in what Mr. Kline has written

I see nothing in what Mr. Kline has written to make me change what I wrote in summing up the case in question. In Mr. Rockefeller's practice, mutual helpfulness has nothing to do with trade. Might makes right, not generosity, not justice, not humanity.

It is a far cry indeed from this creed to the one of that religion which Mr. Rockefeller holds up to the world as the most priceless possession—the religion whose essence is in bearing one another's hurdens.

LAWSON AIDS SALVATION ARMY.

Puts \$300 in Girl's Tambourine from Private Car Platform.

another's burdens.

iny telegraph to the Tribune.]
Sioux City, Iowa, July 12.—Three \$100 bills were
quietly handed to a Salvation Army girl by Thomas

English Luncheon and Tea Baskets

LEWIS & CONGER 130 & 132 West 42d Street, and 135 West 41st St., New York.

W. Lawson at Fairbury, Neb., night before last Will A. Campbell, of this city, was alone with Mr. Lawson at the time, standing on the rear platform of the latter's private car. The girl approached with extended tambourine. Without uttering word, Mr. Lawson pulled out the bills and them into it.

CAUSE OF MENTOR WRECK.

Coroner's Inquiry Tends to Show Switch Held Open for Freight.

[BY TILEGRAPH TO THE TRIBUNE.] Cleveland, July 13.-Testimony submitted today at the Coroner's inquest in the Mentor wreck tended to show that the switch which caused the Twentieth Century Limited's destruction had been left open for a freight train. John Hagenberger, a greenhouse keeper at Mentor, described how he saw the fiyer approach destruction, the fire from the brakes showing red through the night.

"I rushed into the station when the crash came," said Hagenberger. "Minor, the operator, was sitting before his instrument as I ran in. I told him to report the wreck to headquarters. He had not done it yet. Minor did not seem to have any mind at all. He did not answer my questions, but just sat there. After the wreck Minor asked me where I saw him first. You didn't see we write the wreck with the same with th didn't see me outside the office, did you?" he asked. He told me first that he did not leave the office before the wreck and then later he said that he had been outside to look at the lights before the crash."

TO VOTE ON SUBWAY ROUTES.

Meeting of Board of Estimate To-Day Marks Crisis in Rapid Transit.

meeting of the Board of Estimate and Apportionment to be held to-day will determine whether or not the work of the Rapid Transit Commission last winter in laying out routes will

The ex parte order granted by2 Judge Truax some time ago by which a stay was good of prohibiting the Board of Estimate and Apportionment from acting on the new Rapid Transit routes was modified some days ago by Judge Gildersleeve, so as to permit the consideration of the routes by the Board of Estimate and Appor-tionment, but stay first action upon them.

The Corporation Counsel on Wednesday applied for an order to show cause, returnable before Judge Gildersleeve this morring, for an order further modifying Judge Truax's stay, so that the Board of Estimate and Apportionment at its meeting to-day will be free to take a vote approvmeeting to-day will be free to take a vote approving the Rapid Transit routes. If Judge Trans's exparte stay is not so modified, er if it is modified, and the Board of Estimate and Apportionment shall fall to approve the routes, the effect will be to undo the work done by the Rapid Transit Commission, inasmuch as the law requires the Board of Estimate and Apportionment to act upon the routes within sixty days after receiving them from the Rapid Transit Commission. That period of sixty days expires August 5, and the meeting to-day is expected to be the last meeting of the Board of Estimate and Apportionment to the fact this data of expiration.